

112103  
16711 U.S. PTO

# UTILITY PATENT APPLICATION TRANSMITTAL

Our Docket No.: 14066.03

First Named Inventor: George P. Sakalosky

Title: Methods and Compositions to Treat Lung Diseases

Express Mail No.: EV324255326US

22390 U.S. PTO  
10/7/19468  
112103

ADDRESS TO:

Mail Stop PATENT APPLICATION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## APPLICATION ELEMENTS

1. ☒ Fee Calculation Sheet  
(Submit an original and a duplicate for fee processing)
2. ☒ Applicant claims small entity status
3. ☒ Specification Total Pages: 38
  - ☒ Descriptive title of the invention
  - ☒ Cross Reference to Related Applications
  - ☐ Statement Re: Fed. Sponsored R&D
  - ☐ Reference to Microfiche Appendix
  - ☒ Background of the Invention
  - ☒ Brief Summary of the Invention
  - ☒ Brief Description of the Drawings
  - ☒ Detailed Description
  - ☒ Claims
  - ☒ Abstract of the Disclosure
4. ☒ Drawings (35 U.S.C. 113) Total Sheets: 2
5. ☒ Oath or Declaration Total Pages:
  - a. ☐ Newly Executed (original or copy)
  - b. ☒ Copy from a prior application (37 C.F.R. 1.63(d))  
(for continuation/divisional with Box 19 completed)
    - i. ☐ **DELETION OF INVENTORS**  
Signed statement attached deleting inventor(s) named in the prior application (37 C.F.R. 1.63(d)(2) and 1.33(b))
6. ☒ Application Data Sheet (37 C.F.R. 1.76)
7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. ☐ Nucleotide and/or Amino Acid Sequence Submission  
(If applicable, all necessary)
  - a. ☐ Computer Readable Form (CRF)
  - b. ☐ Specification Sequence Listing on:
    - i. ☐ CD-ROM or CD-R (2 copies); or
    - ii. ☐ paper
  - c. ☐ Statement verifying identify of above copies

## ACCOMPANYING APPLICATION PARTS

9. ☐ Certification Under 35 U.S.C. 122(b)(2)(B)(i)
10. ☐ Assignment Papers (cover sheet & document(s))
11. ☐ 37 C.F.R. 3.73(b) Submission
12. ☐ Power of Attorney
13. ☒ Information Disclosure Statement  
(with Copies of Citations as necessary)
14. ☐ Preliminary Amendment Total Pages:
15. ☐ Certified Copy of Priority document(s)  
(if foreign priority is claimed)
16. ☐ English Translation Document (if applicable)
17. ☒ Return Receipt Postcard  
(Should be specifically itemized)
18. ☒ Other
  - ☒ Check for \$ 394.00
  - ☐ Copy of Power of Attorney from prior application
  - ☐
  - ☐
  - ☐
  - ☐

## CONTINUATION APPLICATIONS

19. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:

- ☒ Continuation
- ☐ Division
- ☐ Continuation-in-Part (CIP)

of PRIOR APPLICATION

No. 10/146,607 filed May 14, 2002

and also claims priority from

60/290,751, dated May 14, 2001.

For CONTINUATION or DIVISIONAL APPLICATIONS: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 5b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference.

## CORRESPONDENCE ADDRESS

ADDRESS

CUSTOMER NUMBER

**25763**

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Signature:

*Scott Rothenberger*

Date:

*November 21, 2002*

# APPLICATION FEE TRANSMITTAL SHEET (FY 2004)

## Complete if Known

|                      |                     |
|----------------------|---------------------|
| Application No.      | Unknown             |
| Filing Date          | Herewith            |
| First Named Inventor | George P. Sakalosky |
| Group Art Unit       | Unknown             |
| Examiner Name        | Unknown             |
| Atty. Docket Number  | 14066.03            |

### METHOD OF PAYMENT (Check One)

1. ☒ The Director is hereby authorized to charge indicated fees and credit any over payments to:  
 Deposit Account No.: 04-1420  
 Deposit Account Name: DORSEY & WHITNEY LLP
- ☒ Charge any additional fee required under 37 C.F.R. 1.16 and 1.17  
☒ Applicant claims small entity status (see 37 C.F.R. 1.27)
2. ☒ Check Enclosed

### FEE CALCULATION

#### 1. BASIC FILING FEE

| Large Entity Fee | Small Entity Fee | Fee Description  |
|------------------|------------------|--|
| 160              | 80               | <input type="checkbox"/> Provisional Filing Fee        |
| 770              | 385              | <input checked="" type="checkbox"/> Utility Filing Fee |
| 340              | 170              | <input type="checkbox"/> Design Filing Fee             |
| 770              | 385              | <input type="checkbox"/> Reissue Filing Fee            |

Subtotal (1) 385.00

#### 2. EXTRA\* CLAIM FEES

|                           | Number Claims | Prior | Extra | Fee from Below* | Fee Paid |
|---------------------------|---------------|-------|-------|-----------------|----------|
| Total                     | 21            | -     | 20    | = 1 x 9.00      | = 9.00   |
| Indep.                    | 2             | -     | 3     | = 0 x 43.00     | = 0.00   |
| Multiple Dependent Claims |               |       |       | = x             | =        |
| Subtotal (2)              |               |       |       |                 | 9.00     |

#### \*Calculation of Extra Claim Fees

| Large Entity Fee | Small Entity Fee | Fee Description   |
|------------------|------------------|---|
| 18               | 9                | Claims in excess of 20                                  |
| 86               | 43               | Independent claims in excess of 3                       |
| 290              | 145              | Multiple dependent Claim                                |
| 86               | 43               | Reissue independent claims over original patent         |
| 18               | 9                | Reissue claims in excess of 20 and over original patent |

### FEE CALCULATION (Continued)

#### 3. ADDITIONAL FEES

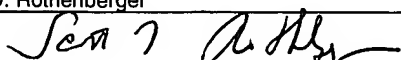
| Large Entity Fee | Small Entity Fee | Fee Description  | Fee paid |
|------------------|------------------|--|----------|
| 50               | 25               | Surcharge - late provisional filing fee or cover sheet                     |          |
| 130              | 65               | Surcharge - Late nonprovisional filing fee or oath                         |          |
| 180              | 180              | Submission of IDS  |          |
| 40               | 40               | Recording each patent assignment per property (times number of properties) |          |
| 110              | 55               | Extension for reply within first month                                     |          |
| 420              | 210              | Extension for reply within second month                                    |          |
| 950              | 475              | Extension for reply within third month                                     |          |
| 1,480            | 740              | Extension for reply within fourth month                                    |          |
| 2,010            | 1,005            | Extension for reply within fifth month                                     |          |
| 770              | 385              | Submission After Final 1.129   |          |
| 330              | 165              | Notice of Appeal   |          |
| 330              | 165              | Filing a brief in support of an appeal                                     |          |
| 290              | 145              | Request for oral hearing   |          |
| 110              | 55               | Terminal Disclaimer Fee  |          |
| 130              | 130              | Petitions to the Commissioner  |          |
| 50               | 50               | Petitions related to provisional applications                              |          |
| 1,330            | 665              | Utility/Reissue Issue Fee (including advance copies)                       |          |
| 480              | 240              | Design Issue Fee (inc. advance copies)                                     |          |
| 770              | 385              | Request for Continued Examination (RCE)                                    |          |
| 300              | 300              | Publication fee for early, voluntary, or normal publication                |          |
| 300              | 300              | Publication fee for re-publication   |          |
| 110              | 55               | Petition to Revive - unavoidable   |          |
| 1,330            | 665              | Petition to Revive - unintentional   |          |

OTHER FEE (specify)

Subtotal (3) 0.00

Total Amount of Payment: 394.00

### Submitted by:

|  |                         |  |
|--|-------------------------|--|
| CUSTOMER NUMBER<br>25763   | DORSEY & WHITNEY LLP    | Intellectual Property Department<br>Suite 1500, 50 South Sixth Street<br>Minneapolis, MN 55402 |
| Name: Scott D. Rothenberger  | Phone No.: 612-340-8819 | Fax No.: (612) 340-8856  |
| Signature:  | Reg. No.: 41,277        | Date: November 21, 2007  |